

CASE

NUMBER:

99.086

INDEX FOR CASE: 99-086
CINCINNATI BELL TELEPHONE COMPANY
Franchises
IN THE CITY OF FT. THOMAS, KY

IN THE MATTER OF THE APPLICATION OF CINCINNATI BELL
TELEPHONE COMPANY FOR A CERTIFICATE OF CONVENIENCE AND
NECESSITY AUTHORIZING IT TO BID ON A TELEPHONE FRANCHISE IN
THE CITY OF FT. THOMAS, KENTUCKY

SEQ NBR	ENTRY DATE	REMARKS
0001	03/11/99	Application.
0002	03/16/99	Acknowledgement letter.
0003	03/19/99	Final Order granting a Certificate of Convenience and Necessity.



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION
730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KY. 40602
(502) 564-3940

CERTIFICATE OF SERVICE

RE: Case No. 99-086
CINCINNATI BELL TELEPHONE COMPANY

I, Stephanie Bell, Secretary of the Public Service Commission, hereby certify that the enclosed attested copy of the Commission's Order in the above case was served upon the following by U.S. Mail on March 19, 1999.

Parties of Record:

Eugene Baldrate
Vice President - Regulatory Affairs
Cincinnati Bell Telephone
201 East Fourth Street
P. O. Box 2301
Cincinnati, OH. 45201 2301

Stephanie D. Bell

Secretary of the Commission

SB/hv
Enclosure

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF CINCINNATI BELL)
TELEPHONE COMPANY FOR A)
CERTIFICATE OF CONVENIENCE AND)
NECESSITY AUTHORIZING IT TO BID ON A) CASE NO. 99-086
TELEPHONE FRANCHISE IN THE CITY OF)
FT. THOMAS, A CITY OF THE FOURTH)
CLASS, KENTON COUNTY, KENTUCKY)

O R D E R

On March 11, 1999, Cincinnati Bell Telephone Company ("CBT") filed with the Commission its application for a Certificate of Convenience and Necessity that there is a demand and need for telecommunications service in the city of Fort Thomas, Kentucky. Said certificate is required to permit CBT to acquire a franchise offered for sale by the city. Under the provisions of KRS 278.020(3), no utility may apply for a franchise from any governmental agency until it has obtained a Certificate of Convenience and Necessity from this Commission based on our finding that there is a need and demand for the service sought to be rendered.

The Commission determines that there is evidence of a need and demand for telecommunications service in the above-mentioned city. Since the Commission's authority in such matters is limited by statute to finding only whether there is a need and demand for the service sought to be rendered, no finding or determination is made as to the qualifications of the bidder, the validity of any of the provisions of the franchise offered by said city, or the manner in which any franchise fee is to be treated for rate purposes.

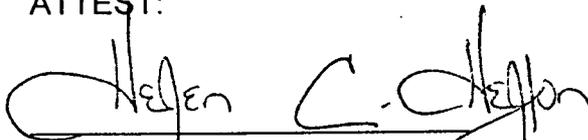
IT IS THEREFORE ORDERED that:

1. CBT is granted a Certificate of Convenience and Necessity that there is a demand and need for telecommunications service in the above-mentioned city.
2. CBT, if it becomes the successful bidder, shall file with this Commission two copies of the franchise agreement.
3. This Order shall not be construed as granting a Certificate of Convenience and Necessity to construct utility facilities in the said city.

Done at Frankfort, Kentucky, this 19th day of March, 1999.

By the Commission

ATTEST:


Executive Director



COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION

730 SCHENKEL LANE
POST OFFICE BOX 615
FRANKFORT, KY. 40602
(502) 564-3940

March 16, 1999

Eugene Baldrate
Vice President - Regulatory Affairs
Cincinnati Bell Telephone
201 East Fourth Street
P. O. Box 2301
Cincinnati, OH. 45201 2301

RE: Case No. 99-086
CINCINNATI BELL TELEPHONE COMPANY
(Franchises) IN THE CITY OF FT. THOMAS, KY

This letter is to acknowledge receipt of initial application in the above case. The application was date-stamped received March 11, 1999 and has been assigned Case No. 99-086. In all future correspondence or filings in connection with this case, please reference the above case number.

If you need further assistance, please contact my staff at 502/564-3940.

Sincerely,

A handwritten signature in cursive script that reads "Stephanie Bell".

Stephanie Bell
Secretary of the Commission

SB/jc



**Cincinnati Bell
Telephone®**

201 E. Fourth St., 102-910
P. O. Box 2301
Cincinnati, Ohio 45201-2301
Phone: (513) 397-6699
Fax: (513) 397-2408
gbaldrate@cinbell.com

Eugene J. Baldrate
Vice President - Regulatory Affairs

RECEIVED

MAR 11 1999

**PUBLIC SERVICE
COMMISSION**

(513) 397-6699

March 10, 1999

VIA FEDERAL EXPRESS

Ms. Helen Helton
Executive Director
Public Service Commission of Kentucky
730 Schenkel Lane
Frankfort, Kentucky 40602

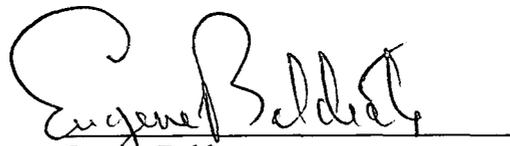
Case No. 99-086

**RE: THE APPLICATION OF CINCINNATI BELL TELEPHONE
COMPANY FOR A CERTIFICATE OF CONVENIENCE AND
NECESSITY AUTHORIZING IT TO BID ON A TELEPHONE
FRANCHISE IN THE CITY OF FT. THOMAS, KENTUCKY**

Dear Ms. Helton:

On behalf of Cincinnati Bell Telephone Company, please find the original and 15 copies of the Application of Cincinnati Bell Telephone Company for a Certificate of Convenience and Necessity Authorizing It to Bid on a Franchise in the City of Ft. Thomas, Kentucky. The Commission's prompt attention to this Application is requested in view of the fact that the bids are to be submitted to Ft. Thomas on or before March 26, 1999. Your consideration in this regard is much appreciated. Please direct any inquiries to Joseph Geraci at (606) 331-3414.

Very truly yours,


Eugene Baldrate

cc: Joseph Geraci

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

MAR 11 1999

PUBLIC SERVICE
COMMISSION

IN THE MATTER OF

THE APPLICATION OF CINCINNATI BELL)
TELEPHONE COMPANY FOR A)
CERTIFICATE OF CONVENIENCE AND)
NECESSITY AUTHORIZING IT TO BID ON A)
TELEPHONE FRANCHISE IN THE CITY OF)
FT. THOMAS, A CITY OF THE FOURTH)
CLASS, KENTON COUNTY, KENTUCKY)
)

CASE NO. 99-086

APPLICATION

The applicant, Cincinnati Bell Telephone Company, respectfully represents:

1. That the applicant is engaged in the business of furnishing telephone services in the City of Ft. Thomas, a city of the Fourth Class, and in Campbell County, as well as in the cities and counties of Boone, Kenton, Gallatin, Grant and Pendleton, all in the Commonwealth of Kentucky.
2. That the applicant maintains an office and postal address at 2611 Dixie Highway, Ft. Mitchell, Kentucky, 41017.
3. That applicant is a duly authorized corporation under the laws of the Commonwealth of Kentucky, and it has heretofore filed with the Commission a copy of its Amended Articles of Incorporation in Case No. 6407.
4. That the City of Ft. Thomas, Kentucky, by Ordinance No. 0-3-99, has requested bids for the franchise right and privilege of furnishing telephone and general telecommunication service in said city and that applicant wishes to submit its bid for such franchise and is making this application for a Certificate of Convenience and Necessity pursuant to provisions of KRS 278.020(3).

5. No other person, firm or corporation is now operating telephone properties in the City of Ft. Thomas, and there is a need and demand for such service in the City.

WHEREFORE, the applicant, Cincinnati Bell Telephone Company, respectfully requests that the Public Service Commission of the Commonwealth of Kentucky make its order granting applicant a Certificate of Convenience and Necessity showing that there is a demand and need for the services sought to be rendered in order that the applicant may submit its bid for the franchise being offered by the City of Ft. Thomas, Kentucky.

CINCINNATI BELL TELEPHONE COMPANY

By: 
Eugene Baldrate
Vice President – Regulatory Affairs

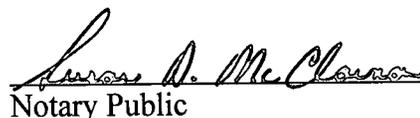
STATE OF OHIO)
)
COUNTY OF HAMILTON) SS:

Eugene Baldrate, being duly sworn, deposes and says that he is Vice President – Regulatory Affairs of the applicant in the proceedings entitled as above, that he has read the foregoing application and knows the contents thereof to be true of his own knowledge.



Eugene Baldrate
Vice President – Regulatory Affairs
Cincinnati Bell Telephone Company

Subscribed and sworn to before me by Eugene Baldrate, this 10 th day of March, 1999.



Notary Public
SUSAN D. McCLARNON
Notary Public, State of Ohio
My Commission Expires March 16, 2003